

# **EXHIBIT B**

**CUSTOMER CLAIM**

Claim Number \_\_\_\_\_

Date Received \_\_\_\_\_

**BERNARD L. MADOFF INVESTMENT SECURITIES LLC**

In Liquidation

**DECEMBER 11, 2008**

(Please print or type)

Name of Customer: Margorie Kleinman  
Mailing Address: 35 Sutton Place  
City: New York State: NY Zip: 10022  
Account No.: 1-ZA992-3-0  
Taxpayer I.D. Number (Social Security No.): 084-14-4340

**NOTE: BEFORE COMPLETING THIS CLAIM FORM, BE SURE TO READ CAREFULLY THE ACCOMPANYING INSTRUCTION SHEET. A SEPARATE CLAIM FORM SHOULD BE FILED FOR EACH ACCOUNT AND, TO RECEIVE THE FULL PROTECTION AFFORDED UNDER SIPA, ALL CUSTOMER CLAIMS MUST BE RECEIVED BY THE TRUSTEE ON OR BEFORE March 4, 2009. CLAIMS RECEIVED AFTER THAT DATE, BUT ON OR BEFORE July 2, 2009, WILL BE SUBJECT TO DELAYED PROCESSING AND TO BEING SATISFIED ON TERMS LESS FAVORABLE TO THE CLAIMANT. PLEASE SEND YOUR CLAIM FORM BY CERTIFIED MAIL - RETURN RECEIPT REQUESTED.**

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1. Claim for money balances as of **December 11, 2008**:

- a. The Broker owes me a Credit (Cr.) Balance of \$ 0 N/A
- b. I owe the Broker a Debit (Dr.) Balance of \$ 0 N/A
- c. If you wish to repay the Debit Balance,  
please insert the amount you wish to repay and  
attach a check payable to "Irving H. Picard, Esq.,  
Trustee for Bernard L. Madoff Investment Securities LLC."  
If you wish to make a payment, **it must be enclosed**  
with this claim form. \$ 0
- d. If balance is zero, insert "None." 0

2. Claim for securities as of **December 11, 2008**:

**PLEASE DO NOT CLAIM ANY SECURITIES YOU HAVE IN YOUR POSSESSION.**

	<u>YES</u>	<u>NO</u>
a. The Broker owes me securities	<u>✓</u>	
b. I owe the Broker securities		<u>✓</u>
c. If yes to either, please list below:		

Date of Transaction (trade date)	Name of Security	Number of Shares or Face Amount of Bonds	
		The Broker Owes Me (Long)	I Owe the Broker (Short)
	<u>See November 30, 2008</u>		
	<u>Account Statement</u>		
	<u>attached at Exhibit A.</u>		

Proper documentation can speed the review, allowance and satisfaction of your claim and shorten the time required to deliver your securities and cash to you. Please enclose, if possible, copies of your last account statement and purchase or sale confirmations and checks which relate to the securities or cash you claim, and any other documentation, such as correspondence, which you believe will be of assistance in processing your claim. In particular, you should provide all documentation (such as cancelled checks, receipts from the Debtor, proof of wire transfers, etc.) of your deposits of cash or securities with the Debtor from as far back as you have documentation. You should also provide all documentation or information regarding any withdrawals you have ever made or payments received from the Debtor.

Please explain any differences between the securities or cash claimed and the cash balance and securities positions on your last account statement. If, at any time, you complained in writing about the handling of your account to any person or entity or regulatory authority, and the complaint relates to the cash and/or securities that you are now seeking, please be sure to provide with your claim copies of the complaint and all related correspondence, as well as copies of any replies that you received.

**PLEASE CHECK THE APPROPRIATE ANSWER FOR ITEMS 3 THROUGH 9.**

**NOTE: IF "YES" IS MARKED ON ANY ITEM, PROVIDE A DETAILED EXPLANATION ON A SIGNED ATTACHMENT. IF SUFFICIENT DETAILS ARE NOT PROVIDED, THIS CLAIM FORM WILL BE RETURNED FOR YOUR COMPLETION.**

	<u>YES</u>	<u>NO</u>
3. Has there been any change in your account since December 11, 2008? If so, please explain.	_____	_____✓
4. Are you or were you a director, officer, partner, shareholder, lender to or capital contributor of the broker?	_____	_____✓
5. Are or were you a person who, directly or indirectly and through agreement or otherwise, exercised or had the power to exercise a controlling influence over the management or policies of the broker?	_____	_____✓
6. Are you related to, or do you have any business venture with, any of the persons specified in "4" above, or any employee or other person associated in any way with the broker? If so, give name(s)	_____	_____✓
7. Is this claim being filed by or on behalf of a broker or dealer or a bank? If so, provide documentation with respect to each public customer on whose behalf you are claiming.	_____	_____✓
8. Have you ever given any discretionary authority to any person to execute securities transactions with or through the broker on your behalf? Give names, addresses and phone numbers.	_____	_____✓
9. Have you or any member of your family ever filed a claim under the Securities Investor Protection Act of 1970? If so, give name of that broker.	_____	_____✓

Please list the full name and address of anyone assisting you in the preparation of this claim form: Brian J. Neville, Esq., Lax & Neville, LLP  
1412 Broadway, Suite 1407, New York, NY 10018

If you cannot compute the amount of your claim, you may file an estimated claim. In that case, please indicate your claim is an estimated claim.

**IT IS A VIOLATION OF FEDERAL LAW TO FILE A FRAUDULENT CLAIM. CONVICTION CAN RESULT IN A FINE OF NOT MORE THAN \$50,000 OR IMPRISONMENT FOR NOT MORE THAN FIVE YEARS OR BOTH.**

**THE FOREGOING CLAIM IS TRUE AND ACCURATE TO THE BEST OF MY INFORMATION AND BELIEF.**

Date 6/24/09 Signature   
Date \_\_\_\_\_ Signature \_\_\_\_\_

(If ownership of the account is shared, all must sign above. Give each owner's name, address, phone number, and extent of ownership on a signed separate sheet. If other than a personal account, e.g., corporate, trustee, custodian, etc., also state your capacity and authority. Please supply the trust agreement or other proof of authority.)

**This customer claim form must be completed and mailed promptly,  
together with supporting documentation, etc. to:**

Irving H. Picard, Esq.,  
Trustee for Bernard L. Madoff Investment Securities LLC  
Claims Processing Center  
2100 McKinney Ave., Suite 800  
Dallas, TX 75201

**LAX & NEVILLE, LLP**  
**ATTORNEYS AT LAW**

1412 Broadway, Suite 1407  
New York, NY 10018  
Tel (212) 696-1999  
Fax (212) 566-4531  
www.laxneville.com

**BARRY R. LAX**  
**BRIAN J. NEVILLE**

**BRIAN MADDOX**  
**SANDRA P. ESPINOSA**  
**RAQUEL TERRIGNO**

**OF COUNSEL:**  
**DAVID S. RICH**

June 26, 2009

**VIA FEDERAL EXPRESS**

Irving H. Picard  
Trustee for Bernard L. Madoff Investment Securities LLC  
Claims Processing Center  
2100 McKinney Avenue, Suite 800  
Dallas, TX 75201

RE: Marjorie Kleinman/Bernard L. Madoff Investment Securities LLC

Dear Mr. Picard:

This firm represents Marjorie Kleinman. On March 3, 2009, Mrs. Kleinman filed her Bernard L. Madoff Investment Securities LLC ("Madoff Securities" or "Madoff") SIPC Customer Claim Form for Account No. 1-ZA992-3-0. At the time of the filing, Mrs. Kleinman was misinformed as to how the form should be completed. Therefore, she is submitting a new SIPC Customer Claim Form for her account. Please substitute Ms. Kleinman's previous form with the SIPC Customer Claim Form enclosed herein. Below is a description of the relationship between Mrs. Kleinman and Madoff Securities. The statements made in this letter are true and accurate to the best of our knowledge and belief, and are being provided to support Mrs. Kleinman's SIPC claims.

In or about 1990, Mrs. Kleinman opened an account with Madoff Securities. Mrs. Kleinman withdrew funds from her account with Madoff for living expenses. The balance in

Irving H. Picard  
June 26, 2009  
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Mrs. Kleinman's account as of November 30, 2008 is \$497,679.40. Mrs. Kleinman's November 30, 2008 account statement is attached as Exhibit A.

Mrs. Kleinman and her husband, Abraham Kleinman, are both 89 years old, and have been married for 69 years. Mrs. Kleinman invested all of her funds with Madoff Securities and has lost it all. The loss has diminished the funds she has available to maintain herself as before. The couple is in very poor health – Mrs. Kleinman is infirm and cannot be without assistance at any time, and Mr. Kleinman is quickly losing his capacities as well. At some point in the near future, they will need to pay for elderly care. They have suffered a great deal of emotional stress as a result of the Madoff fraud. Because of their poor health and age, Mrs. Kleinman and her husband are unable to resume work.

Mrs. Kleinman received account statements from Madoff indicating the purchases and sales of securities during that month, and listing each of the open securities positions held in the account. The securities listed on these statements were real, widely held securities and their prices could be readily verified against objective and publicly available market information. Based upon the account statements and the confirmations, Mr. Kleinman at all times expected to have those securities in her account. Mr. Kleinman always believed SIPC coverage would cover the securities listed as being in her account should Madoff Securities ever fail.

### **CONCLUSION**

Marjorie Kleinman is seeking the full protection of SIPA for her account as follows:

- Account No: 1-ZA992-3-0                      Marjorie Kleinman

**Total = \$497,679.40**

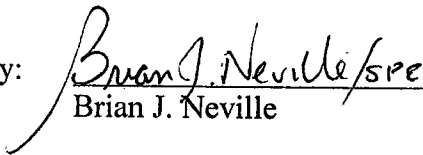
**LAX**  
**NEVILLE**

Irving H. Picard  
June 26, 2009  
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If there are any questions regarding this matter or if you require additional documents and information, please do not hesitate to contact me. Thank you.

Very truly yours,  
Lax & Neville, LLP

By:

  
Brian J. Neville

ENC.



# EXHIBIT A

BERNARD L. MADOFF  
INVESTMENT SECURITIES LLC  
New York - London

885 Third Avenue  
New York, NY 10022  
(212) 230-2424  
800 334-1343  
Fax (212) 838-4061

MARJORIE KLEINMAN

35 SUTTON PLACE  
NEW YORK

NY 10022

Affiliated with  
Madoff Securities International Limited  
12 Berkeley Street  
London W1J 8DT  
Mayfair  
Tel 020 7493 0222

PERIOD ENDING  
11/30/08  
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YOUR ACCOUNT NUMBER  
1-7A992-3-0  
YOUR TAX PAYER IDENTIFICATION NUMBER  
\*\*\*\*\*4340

DATE	BOUGHT RECEIVED OR LONG	SOLD DELIVERED OR SHORT	TIN	DESCRIPTION	PRICE OR SYMBOL	AMOUNT CREDITED TO YOUR ACCOUNT	AMOUNT DEBITED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
11/12	420		1295	BALANCE FORWARD		29,006.97		
11/12	300		1797	WELLS FARGO & CO NEW	29.800	12,532.00		
11/12	260		5021	HEWLETT PACKARD CO	34.900	10,482.00		
11/12	170		6123	WAL-MART STORES INC	55.830	14,525.80		
11/12	630		9947	INTERNATIONAL BUSINESS MACHS	87.270	14,841.90		
11/12	690		10449	EXXON MOBIL CORP	72.880	45,939.40		
11/12	330		14775	INTEL CORP	14.510	10,038.90		
11/12	450		19100	JOHNSON & JOHNSON	59.580	19,674.40		
11/12	240		23426	J.P. MORGAN CHASE & CO	38.530	17,356.50		
11/12	140		27752	COCA COLA CO	44.660	10,727.40		
11/12	260		32078	MCDONALDS CORP	55.370	7,756.80		
11/12	950		36404	MERCK & CO	28.550	7,433.00		
11/12	480		40730	MICROSOFT CORP	21.810	20,757.50		
11/12	190		53708	ORACLE CORPORATION	17.300	8,323.00		
11/12	110		54210	PEPSICO INC	56.410	10,724.90		
11/12	810		58034	APPLE INC	100.780	11,089.80		
11/12	190		58536	PFIZER INC	16.940	13,753.40		
11/12	360		62360	ABBOTT LABORATORIES	54.610	10,382.90		
11/12	130		62862	PROCTER & GAMBLE CO	64.080	23,082.80		
11/12	250		66686	AMGEN INC	59.160	7,695.80		
11/12	600		67188	PHILLIP MORRIS INTERNATIONAL	43.600	10,910.00		
11/12	200		71012	BANK OF AMERICA	21.590	12,978.00		
11/12	650		71514	QUALCOMM INC	33.770	6,762.00		
11/12				CITI GROUP INC	12.510	8,157.50		
				CONTINUED ON PAGE 2				

PLEASE RETAIN THIS STATEMENT FOR INCOME TAX PURPOSES





BERNARD L. MADOFF  
INVESTMENT SECURITIES LLC  
New York □ London

885 Third Avenue  
New York, NY 10022  
(212) 230-2424  
800 334-1343  
Fax (212) 838-4061

MARJORIE KLEINMAN

35 SUTTON PLACE  
NEW YORK

NY 10022

YOUR ACCOUNT NUMBER  
1-2A992-3-0

PERIOD ENDING  
11/30/08

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YOUR TAX PAYER IDENTIFICATION NUMBER  
\*\*\*\*\*6340

DATE	BOUGHT RECEIVED ON LONG	SOLD DELIVERED ON SHORT	TRN	DESCRIPTION	PRICE OR SYMBOL	AMOUNT DEBITED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
11/19		27,111	53899	FIDELITY SPARTAN U S TREASURY MONEY MARKET	1		27,111.00
11/19	50,000		58344	U S TREASURY BILL DUE 03/26/2009	99.926	49,963.00	
11/19	7,111		62935	FIDELITY SPARTAN U S TREASURY MONEY MARKET	1	7,111.00	
				NEW BALANCE		56,946.25	
	710 190 130 110 600 250 730 690 240 360			SECURITY POSITIONS AT&T INC ABBOTT LABORATORIES ANGEN INC APPLE INC BANK OF AMERICA CHEVRON CORP CISCO SYSTEMS INC CITI GROUP INC COCA COLA CO COMCAST CORP CL A	MKT PRICE 28.560 52.390 55.540 92.670 16.250 79.010 16.540 8.290 46.870 17.340		
	160 630 1,270			CONOCOPHILIPS EXXON MOBIL CORP GENERAL ELECTRIC CO	52.520 80.150 17.170		
				CONTINUED ON PAGE 4			

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DATE	BOUGHT RECEIVED OR LONG	SOLO DELIVERED OR SHORT	TEN	DESCRIPTION	PRICE OR SYMBOL	AMOUNT DEBITED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
	30			GOOGLE	292.960		
	300			HEWLETT PACKARD CO	35.280		
	690			INTEL CORP	13.800		
	170			INTERNATIONAL BUSINESS MACHS	81.600		
	450			J.P. MORGAN CHASE & CO	31.660		
	330			JOHNSON & JOHNSON	58.580		
	140			MCDONALDS CORP	58.750		
	260			MERCK & CO	26.720		
	950			MICROSOFT CORP	20.220		
	480			ORACLE CORPORATION	16.090		
	190			PEPSICO INC	56.700		
	810			PHILLIP MORRIS INTERNATIONAL	16.430		
	250			PROCTER & GAMBLE CO	42.160		
	360			QUALCOMM INC	64.350		
	200			SCHLUMBERGER LTD	33.570		
	150			FIDELITY SPARTAN	50.740		
	7,111			U S TREASURY MONEY MARKET	1		
	210			U S BANCORP	26.980		
	120			UNITED PARCEL SVC INC	57.600		
	50,000			CLASS B	99.971		
				U S TREASURY BILL			
				DUE 03/26/2009			
				3/26/2009			
				UNITED TECHNOLOGIES CORP	48.530		
	120			CONTINUED ON PAGE 5			

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08-01789 cgm Doc 740-2 Filed 11/12/09 Entered 11/12/09 22:56:37 Exhibit B  
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New York, NY 10022  
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**BERNARD L. MADOFF**  
INVESTMENT SECURITIES LLC  
New York C London

**MARJORIE KLEINMAN**

**35 SUTTON PLACE  
NEW YORK NY 10022**

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**11/30/08**

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**\*\*\*\*\*4340**

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**1-7A992-3-0**

DATE	BOUGHT RECEIVED OR LONG	SOLD DELIVERED OR SHORT	TIN	DESCRIPTION	PRICE OR SYMBOL	AMOUNT DEBITED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
	340 260 420			VERIZON COMMUNICATIONS WAL-MART STORES INC WELLS FARGO & CO NEW MARKET VALUE OF SECURITIES LONG 497,679.40 SHORT	32.650 55.890 28.890		

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Affiliated with  
Madoff Securities International Limited  
12 Berkeley Street  
Mayfair, London W1J 8DT  
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DATE	BOUGHT RECEIVED OR LONG	SOLD DELIVERED OR SHORT	TRN	DESCRIPTION	PRICE OR SYMBOL	AMOUNT DEBITED TO YOUR ACCOUNT	AMOUNT CREDITED TO YOUR ACCOUNT
11/12				BALANCE FORWARD			29,007.00
11/12	10		43056	S & P 100 INDEX NOVEMBER 450 CALL	15.800		15,790.00
11/12	10		43382	S & P 100 INDEX NOVEMBER 450 PUT	17.800	17,810.00	
11/19		10	35486	S & P 100 INDEX DECEMBER 430 CALL	26		25,990.00
11/19	10		39811	S & P 100 INDEX DECEMBER 420 PUT	30	30,010.00	
11/19	10		44136	S & P 100 INDEX NOVEMBER 460 CALL	3	3,010.00	
11/19		10	48461	S & P 100 INDEX NOVEMBER 450 PUT	37		36,990.00
				NEW BALANCE			56,927.00
				SECURITY POSITIONS			
		10		S & P 100 INDEX DECEMBER 430 CALL	MKT PRICE 23.300		
	10			S & P 100 INDEX DECEMBER 420 PUT	16.500		
				MARKET VALUE OF SECURITIES			
				LONG		16,500.00	
				SHORT		23,300.00	

Doc 740-2 Filed 11/12/09 Entered 11/12/09 22:56:37 Exhibit B  
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